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FAX COVER SHEET

DATE:	May 26, 2006
TO FAX NO:	(571) 273-0830
DELIVER TO:	Examiner Minh-Tam DAVIS
FIRM NAME:	United States Patent and Trademark Office – Group 1642
FROM:	Nancy J. Axelrod, Ph.D. (202) 344-8334 nj.axelrod@venable.com
TOTAL NO. OF PAGES (INCLUDING THIS PAGE):	7
RE:	U.S. Patent Application No. 09/743,825 – CHAQUI <i>et al.</i>
OUR REFERENCE NO.:	31978-202420

CONFIDENTIALITY NOTICE

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133135

Venable Filing Number

Attorney/LAA:	NJA/SJB
PTO Due Date:	N/A
Date Filed:	MAY 26, 2006
TM Official Gazette Date:	

Atty. Docket No: **31978-202420**
 Re: **"PB39, A GENE DYSREGULATED IN PROSTATE CANCER, AND USES THEREOF" -**
Rodrigo F. CHAQUI et al.

Application No: **09/743,825** App'l'n Filing Date: **JANUARY 15, 2002**
 Patent No.: _____ Issue Date: _____

The following items were received from Venable, Washington, D.C., by the U.S. Patent & Trademark Office:

U.S. PTO FEES ENCLOSED

TRANSMITTAL FORM

FEE TRANSMITTAL LETTER

New U.S. Utility Application (_____ pages of specification/claims)
 Submission Of Formal Drawings (_____ Sheets, Figs. _____)

Invention Declaration

U.S. National Stage Application of PCT Application

Translation of International Application

New U.S. TM Application (_____ specimens)

Rule 53(d) Continued Prosecution Application

Substitute Specification

Rule 53(b) Continuation or Divisional Application (*attach copy of specification, claims, drawings & declaration*)

Priority Document-Cert. Copy of Appln. #: _____ ; Country _____

Date Filed:

Request for Continued Examination (RCE) under 37 CFR 1.114

Request for Reconsideration

Application Data Sheet

Assignment w/Cover Sheet

IDS w/ PTO SB/08A

Amendment

SUBMISSION OF ASSIGNEE CONSENT TO CORRECT INVENTORSHIP; ASSIGNEE CONSENT UNDER 37 C.F.R.

§ 1.48(d)

Petition For Extension Of Time

Notice of Appeal

Appeal Brief (*in triplicate*)

Reply Brief (*in triplicate*)/ Request for Oral Hearing

Confirmation of Hearing Petition

Issue & Publication Fees Transmittal

Certificate of Correction

Maintenance Fee Transmittal

Power of Attorney

Response to Notice to File Missing Parts

Response to Notice to File Missing Requirements

Response to Restriction Requirement

Petition to Revive

Sequence Listing – CDR Enclosed? Yes No

Status Inquiry

Request for Non-Publication

Request to Rescind Non-Publication Request

Terminal Disclaimer

Notice of Opposition (*Please list all documents in Other section*)

Amendment to Alleged Use

Filing Fee

Surcharge Fee

Additional Claim Fee

Recordation/Indexing Fee

IDS Fee

Extension Fee

Notice of Appeal Fee

Brief on Appeal Fee

Oral Hearing Request Fee

Petition Fee

Issue Fee

Publication Fee

Maintenance Fee

TM Statement of Use

8 Affidavit Fee

8 and 15 Affidavit

TM Renewal Application Fee

Notice of Opposition Fee

TM Extension of Time Fee

-NONE- Total Fees Paid

Check Number _____ Attached
 Charge Deposit Account No. 22-0261 If
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PTO/SB/21 (08-00)

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**TRANSMITTAL
FORM**

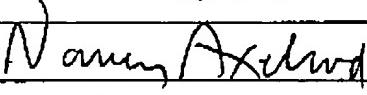
(to be used for all correspondence after initial filing)

TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>		Application Number	09/743,825
		Filing Date	January 15, 2002
		First Named Inventor	Rodrigo F. CHAQUI
		Group Art Unit	1842
		Examiner Name	Minh-Tam DAVIS
Total Number of Pages In This Submission	5	Attorney Docket Number	31978-202420

ENCLOSURES (check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form (No Fee) <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts Under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers <i>(for an Application)</i> <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group <i>(Appeal Notice, Brief, Reply Brief)</i> <input type="checkbox"/> Proprietary Information <input checked="" type="checkbox"/> Submission of Assignee Consent to Correct Inventorship; Assignee Consent Under 37 C.F.R. § 1.48(d) <input type="checkbox"/> Other Enclosure(s) <i>(please identify below):</i> <div style="border: 1px solid black; padding: 5px;">Remarks</div>
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Nancy J. Axelrod, Ph.D. Patent Agent Reg. No. 44,014	26694 ATENT TRADEMARK OFFICE
Signature		
Date	May 26, 2006	

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450b on this date:

Typed or printed name			
Signature		Date	

VENABLE
ATTORNEYS AT LAW

SEND TO: Commissioner for Patents, P. O. Box 1450, Alexandria, 22313-1450.

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PTO/SB/17 (12-04v2)

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<p style="margin: 0;">Effective on 12/03/2004. Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4816).</p> <p style="margin: 0;">FEE TRANSMITTAL</p> <p style="margin: 0;">For FY 2006</p>		<p style="margin: 0;">Complete If Known</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%;">Application Number</td> <td style="width: 50%;">09/743,825</td> </tr> <tr> <td>Filing Date</td> <td>January 15, 2002</td> </tr> <tr> <td>First Named Inventor</td> <td>Rodrigo F. CHAQUI</td> </tr> <tr> <td>Examiner Name</td> <td>Minh-Tam DAVIS</td> </tr> <tr> <td>Art Unit</td> <td>1642</td> </tr> </table>		Application Number	09/743,825	Filing Date	January 15, 2002	First Named Inventor	Rodrigo F. CHAQUI	Examiner Name	Minh-Tam DAVIS	Art Unit	1642
Application Number	09/743,825												
Filing Date	January 15, 2002												
First Named Inventor	Rodrigo F. CHAQUI												
Examiner Name	Minh-Tam DAVIS												
Art Unit	1642												
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		TOTAL AMOUNT OF PAYMENT (\$) - 0 - Attorney Docket No. 31978-202420											

METHOD OF PAYMENT (check all that apply)

<input type="checkbox"/>	Check	<input type="checkbox"/>	Credit Card	<input type="checkbox"/>	Money Order	<input type="checkbox"/>	None	<input type="checkbox"/>	Other (please specify)
<input checked="" type="checkbox"/> Deposit Account					Deposit Account Number: 22-0281 Deposit Account Name: Venable LLP				

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

<input checked="" type="checkbox"/> Charge fee(s) indicated below	<input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee
<input checked="" type="checkbox"/> Charge any additional fee(s) or underpayment of fee(s) under 37 CFR 1.16 and 1.17	<input checked="" type="checkbox"/> Credit any overpayments

FEE CALCULATION (All the fees below are due upon filing or may be subject to a surcharge.)

1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fee Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

2. EXCESS CLAIM FEES

Fee Description

Each claim over 20 (including Reissues)	50	25
Each independent claim over 3 (including Reissues)	200	100
Multiple dependent claims	360	180

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)	Multiple Dependent Claims	Fee (\$)	Fee Paid (\$)
- 20 =	x	=				

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)	Multiple Dependent Claims	Fee (\$)	Fee Paid (\$)
- 3 =	x	=				

HP = highest number of total claims paid for, if greater than 3.

3. APPLICATION SIZE FEE

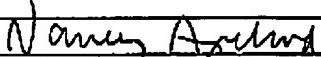
If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
- 100 =	/50	(round up to a whole number) x	=	Fee Paid (\$)

4. OTHER FEE(S)

Non-English Specification. \$130 fee (no small entity discount)

Other (e.g., late filing surcharge):

SUBMITTED BY				Registration No. (Attorney/Agent)	44,014	Telephone	(202) 344-4000
Signature	Name (Print/Type)	Nancy J. Axelrod, Ph.D. – Patent Agent		Date	May 26, 2006		
#755200							

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Rodrigo F. CHAQUI *et al.*

Application No.: 09/743,825

Filed: January 15, 2002

For: PB39, A GENE DYSREGULATED IN
PROSTATE CANCER, AND USES
THEREOF

Confirmation No.: 8611

Art Unit: 1642

Examiner: Minh-Tam DAVIS

Atty. Docket No. 31978-202420

Customer No.:
26694
PATENT TRADEMARK OFFICE

SUBMISSION OF ASSIGNEE CONSENT TO CORRECT INVENTORSHIP

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Pursuant to counsel's recent telephone conversations with Examiner Davis, Applicants herewith submit an Assignee Consent Under 37 C.F.R. § 1.48(d) to the Request to Correct Inventorship (adding Michael R. Emmert-Buck as an inventor) that was filed with the Patent and Trademark Office on November 9, 2004.

Respectfully submitted,



Nancy J. Axelrod

Nancy J. Axelrod, Ph.D.
Patent Agent
Registration No. 44,014
VENABLE, LLP
Post Office Box 34385
Washington, D.C. 20043-9998
Telephone: (202) 344-4000
Telefax : (202) 344-8300

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Docket No.: 31978-202420
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Chuaqui et al.

Application No.: 09/743825

Confirmation No.: 8611

Filed: January 15, 2002

Art Unit: 1642

For: PB39, A GENE DYSREGULATED IN
PROSTATE CANCER, AND USES
THEREOF

Examiner: M. T. B. Davis

USPTO Customer No.: 45323

ASSIGNEE CONSENT UNDER 37 C.F.R. § 1.48(d)

MS AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

The Government of the United States of America, as represented by the Secretary, Health and Human Services, National Institutes of Health, Office of Technology Transfer, 6011 Executive Boulevard, Suite 325, Rockville, MD 20852-3804, is the assignee of this application. The original inventors executed an Assignment on 01/12/2004, 02/03/2004 and 01/13/2004. The executed Assignment was submitted with a Recordation Form coversheet on 02/03/2004. The

Application No.: 09/743825

Docket No.: 31978-202420

undersigned hereby consents to the Request to Correct Inventorship, which was submitted on
11/09/2004, adding Michael R. Emmert-Buck as an additional inventor.

Respectfully submitted

Date: May 25, 2006

 Reg. No. 46,629
The Government of the United States of America, as
represented by the Secretary, Health and Human
Services
National Institutes of Health
Office of Technology Transfer
6011 Executive Boulevard, Suite 325
Rockville, MD 20852-3804

752399